

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

IN RE:

VITAMINS ANTITRUST LITIGATION

This Document Relates to:

All Actions

M.D.L. No. 1285

Misc. No. 99-0197 (TFH)

**FILED**

**JUN 19 2001**

NANCY MAYER WHITTINGTON, CLERK  
U.S. DISTRICT COURT

*TFH*  
**STIPULATION AND PROPOSED ORDER**  
**REGARDING EXTENSION OF TIME TO FILE**  
**NOTICES OF RATIFICATION, TO SUPPLEMENT COMPLAINTS,**  
**AND TO RE-FILE MOTIONS FOR LEAVE TO AMEND**

WHEREAS this Court's June 7, 2001 Memorandum Opinion and Order Re Joint Motion to Dismiss ("Order") grants Plaintiffs 20 days from the date of the Order to supplement their complaints to add the necessary allegations to make explicit the relationships between the United States parent companies and their foreign subsidiaries, and

WHEREAS, the Order grants Plaintiffs 10 days from the date of the Order to file formal notifications of ratification, and

WHEREAS, Plaintiffs received the Order on June 12, 2001, and

WHEREAS, certain Plaintiffs have filed motions for leave to file amended complaints,<sup>1</sup> and Defendants have filed oppositions thereto, and

<sup>1</sup> Motions for leave to amend are pending in the following cases: (1) Cargill Inc., et al v. F. Hoffmann-La Roche Ltd, Docket No. 99-0197 (TFH); (2) Blue Scal Feeds, Inc., et al., Docket No. 99-2683 (TFH); (3) Tyson Foods, Inc., et al., Docket No. 99-2681 (TFH); (4) Cactus Operating Ltd., et al., Docket No. 99-2684 (TFH); (5) Countrysmark Cooperative Inc. et al., Docket No. 00-234 (TFH); (6) Southern States Cooperative, Docket No. 99-2685 (TFH); (7) Marshall Durbin Farms Inc. et al., Docket No. 99-2682

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WHEREAS, the Order may obviate certain portions of Defendants' Oppositions to Plaintiffs' Motion for Leave to File Amended Complaints,

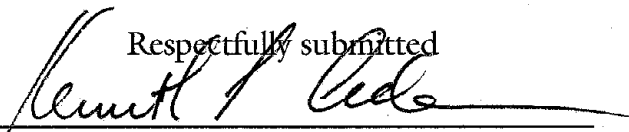
IT IS HEREBY STIPULATED AND AGREED, by and between counsel for the parties in the above-captioned matters, that the deadline for filing the formal notices of ratification shall be extended to June 29, 2001.

IT IS FURTHER STIPULATED AND AGREED that the deadline for supplementing the Complaints shall be July 2, 2001.

IT IS FURTHER STIPULATED AND AGREED that Plaintiffs, other than Kellogg,<sup>2</sup> will withdraw their pending motions for Leave to File Amended Complaints and re-file them on or before July 2, 2001 to reflect the changes necessary to comply with the Order.

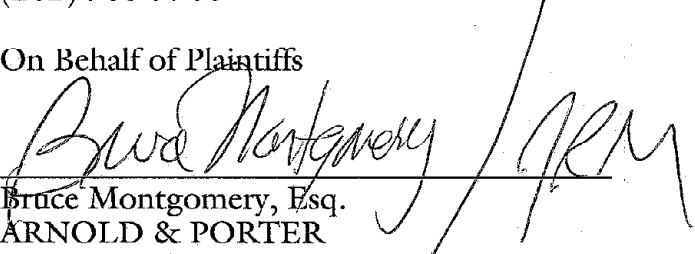
Dated: June 13, 2001

Respectfully submitted

  
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On Behalf of Plaintiffs

Dated: June 13, 2001

  
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On Behalf of Defendants


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(TFH); (8) The Quaker Oats Company, et al., Docket No. 99-1972 (TFH), and (9) Kellogg Company v. BASF AG, et al., Docket No. 99-1996 (TFH).

<sup>2</sup> Pursuant to footnote 3 of the Order, Kellogg's proposed Third Amended Complaint is sufficient, and Kellogg need not file another amended complaint.

SO ORDERED:

Dated: June 18, 2001

  
The Honorable Thomas F. Hogan  
United States District Judge